

Message Text

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PAGE 01 LONDON 03257 032104Z

15

ACTION NEA-09

INFO OCT-01 EUR-12 ISO-00 EB-07 L-02 COME-00 H-01 /032 W

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R 031833Z MAR 75

FM AMEMBASSY LONDON

TO SECSTATE WASHDC 8856

INFO AMEMBASSY NEW DELHI

LIMITED OFFICIAL USE LONDON 03257

E.O. 11652: N/A

TAGS: ETRA, IN, UK

SUBJECT: ARBITRATION DISPUTE

REF: STATE 41862

1. FCO CONFIRMED THAT IT HAS RECEIVED NUMEROUS COMPLAINTS ABOUT INDIAN GOVERNMENT POLICY ON ARBITRATION. MOST COMPLAINTS BASED ON RECOGNITION AND ENFORCEMENT AMENDMENT ACT PASSED BY INDIAN GOVERNMENT IN 1973. ACCORDING TO FCO IT ALLOWS INDIAN COURTS TO DISALLOW FOREIGN ARBITRATION AWARDS. THIS HAS LED TO MOST LONDON-BASED ARBITRATION AWARDS BEING REJECTED BY LOCAL INDIAN COURTS. UK IS RAISING THIS QUESTION WITH INDIANS AND OTHERS IN ALL APPROPRIATE FORUMS AND WILL DO SO DURING ESCAP MEETING PRESENTLY TAKING PLACE IN DELHI. THRUST OF UK ARGUMENT IS THAT GOI SHOULD ALTER AMENDMENT ACT TO BRING INDIA BACK IN LINE WITH INTERNATIONAL LAW.

2. PLEASE REPEAT STATE 37672 TO LONDON.

RICHARDSON

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Message Attributes

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Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: RowellE0
Disposition Case Number: n/a
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Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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TAGS: ETRD, IN, UK
To: STATE
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